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7 Attorneys for Plaintiff Orion Home Systems, LLC

8
9 **IN THE UNITED STATES DISTRICT COURT**
10 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN FRANCISCO DIVISION**

12 IN RE: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION

Case No. CV-07-5944 SC

13 **This Document Relates to:**

14 *Orion Home Systems, LLC v. Chunghwa*
15 *Picture Tubes, Ltd., et al.,*
16 **Case No. CV-08-0178 SC**

**REQUEST FOR INTERNATIONAL
JUDICIAL ASSISTANCE**

Courtroom: 1, 17th Floor
Judge: The Honorable Samuel Conti

1 The United States District Court for the Northern District of California presents its
 2 compliments to the Appropriate Judicial Authority of Thailand, and requests international
 3 assistance to effect Service of Process to be used in a civil proceeding before this Court in the
 4 action titled *Orion Home Systems, LLC v. Chunghwa Picture Tubes, Ltd., et al.*,
 5 Case No. CV-08-0178 SC.

6 **I. REQUEST**

7 This Court requests the assistance described herein as necessary in the interests of justice.
 8 The assistance requested is that the Appropriate Judicial Authority of Thailand effect Service of
 9 Process of the: Summons in a Civil Case; Class Action Complaint; Order Setting Case
 10 Management Conference/ Order Re Timely Filing of Pleadings, Briefs, Motions, Etc./ Standing
 11 Order for All Judges of the Northern District of California; Consent to Proceed Before a United
 12 States Magistrate Judge; ECF Registration Information Handout; and Certified Translations on
 13 the below named business entity, a named defendant in this action:

14 Thai CRT Company, Ltd.
 15 1/F 26 Siam Cement Rd., Bangsue Dusit
 16 Bangkok, Thailand

17 The Appropriate Judicial Authority of Thailand is requested to serve the documents listed
 18 above by personal service into the hands of a director, managing agent or other person authorized
 19 to accept service, or in a manner of service consistent with the law of Thailand.

20 **II. FACTS OF THIS CASE**

21 Plaintiff filed a class action complaint against several manufacturers of televisions,
 22 computer monitors, and other electronic devices, including defendant Thai CRT Company, Ltd.,
 23 for conspiring to fix the price of cathode ray tube products ("CRTs") in violation of United States
 24 antitrust laws. Plaintiff purchased CRTs in the United States directly from defendants. Plaintiff
 25 alleges that beginning at least as early as January 1, 1995, the exact date being unknown to
 26 plaintiff, named defendants conspired, combined and contracted to fix, raise, maintain, and
 27 stabilize the prices at which CRTs were sold in the United States. Defendants, by and through
 28 their officers, directors, employees, agents, or other representatives, entered in a continuing

1 contract, combination or conspiracy to unreasonably restrain trade and commerce in violation of
 2 Section 1 of the Sherman Antitrust Act, 15 U.S.C. §1. As a result, Plaintiff was forced to pay
 3 more for CRTs than they would have paid in a competitive CRT market. For its injuries, Plaintiff
 4 is requesting treble damages and an injunction enjoining defendants' anti-competitive activity
 5 under sections 4 and 16 of the Clayton Act, 15 U.S.C. §§ 15 and 26.

6 **III. RECIPROCITY**

7 The United States District Court for the Northern District of California is willing to
 8 provide similar assistance to the judicial authorities of Thailand.

9 **IV. REIMBURSEMENT FOR COSTS**

10 Counsel for plaintiff is willing to ensure reimbursement to the judicial authorities of
 11 Thailand for costs incurred in executing this letter rogatory. If the cost of executing this Court's
 12 letter rogatory exceeds \$500.00, the judicial authorities of Thailand are requested to contact the
 13 following counsel for plaintiff:

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 15 Saveri & Saveri, Inc.
 16 111 Pine Street, Suite 1700
 17 San Francisco, CA 94111
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18 **V. TIME TO RESPOND**

19 In acknowledgment of the additional time which is needed to prepare and file a
 20 responsive pleading to the attached documents, the time period is extended to 45 days after
 21 service.

22 Dated: 2/13, 2008.

23 [COURT SEAL]



24 The Honorable Samuel Conti
 25 United States District Court
 26 Northern District of California
 450 Golden Gate Ave.
 San Francisco, CA 94102
 United States of America

27 Crt.033